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Mail Stop AF

IFW/AF



Response under 37 C.F.R. 1.116  
Expedited Procedure Requested  
Examining Group. 2872

In re application of : Masami SHIRAI et al.

Application No. : 10/619,499

Attorney Docket No. P23561  
Group Art Unit: 2872

Filed : July 16, 2003

Examiner: Joshua PRITCHETT

For : OBSERVATION OPTICAL DEVICE

### Mail Stop AF

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AF  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Transmitted herewith is an **Amendment and Response under 37 C.F.R. 1.116** in the above-captioned application.

☐ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

☐ A Request for Extension of Time.

☒ No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 8	*20	0	x25=	\$	x 50=	\$0.00
Indep. Claims: 1	**3	0	x100=	\$	x200=	\$0.00
Multiple Dependent Claims Presented			+180=	\$	+360=	\$0.00
Extension Fees for ____ Month(s)				\$		\$0.00
Total:				\$	Total:	\$0.00

\* If less than 20, write 20

\*\* If less than 3, write 3

☐ Please charge my Deposit Account No. 19-0089 in the amount of \$ \_\_\_\_.

☐ A check in the amount of \$ \_\_\_\_ to cover the filing/extension fee is included.

☒ The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

William S. Boshnick

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P23561.A05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Masami SHIRAI et al.

Group Art Unit : 2872

Serial No : 10/619,499

Examiner : Joshua PRITCHETT

Filed : July 16, 2003

For : OBSERVATION OPTICAL DEVICE

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116**

U.S. Patent and Trademark Office  
Customer Window, Mail Stop Amendment  
Randolph Building  
401 Dulany Street  
Alexandria , VA 22314

Sir:

In response to the Final Official Action of April 19, 2005, in which a three-month shortened statutory period for response was set to expire on July 19, 2005, Applicants respectfully request reconsideration and withdrawal of the outstanding rejections set forth in the above-mentioned Official Action in view of the herein-contained remarks.

Amendments to the claims are reflected in the listing of claims which begins on **page 2** of this paper.

Statement of Substance of Interview begins on **page 6**

Remarks/Arguments begin on **page 9** of this paper.